

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

-----X
ALESSI EQUIPMENT, INC.,

Plaintiff,

-against-

AMERICAN PILEDRIVING EQUIPMENT, INC.,

Defendant.

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AMERICAN PILEDRIVIG EQUIPMENT, INC.,

Counterclaim-Plaintiff,

-against-

ALESSI EQUIPMENT, INC.,

Counterclaim-Defendant.

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**JUDGMENT ON
COUNTERCLAIMS**

18 Civ. 3976 (JCM)

WHEREAS, Plaintiff Alessi Equipment, Inc. (“Plaintiff”) commenced this action against Defendant American Piledriving Equipment, Inc. (“Defendant”) on May 5, 2018, (Docket No. 5); and

WHEREAS, Plaintiff filed an amended complaint on July 24, 2018, (Docket No. 18); and

WHEREAS, Defendant filed an answer and asserted counterclaims against Plaintiff on March 19, 2019, (Docket No. 36);¹ and

WHEREAS, this action was assigned to the Honorable Judith C. McCarthy, United States Magistrate Judge, by consent of the parties pursuant to 28 U.S.C. § 636(c), (Docket No. 86); and

¹ Defendant also asserted a third-party complaint against John L. White on the same date, (Docket No. 36 at 23-31), which was dismissed on September 16, 2019, (Docket No. 57).

WHEREAS, on January 6, 2022, the Court found that Defendant is entitled to summary judgment on its breach of contract counterclaims in their entirety, and directed Plaintiff to pay \$52,505.92, representing the total amount due to Defendant under the Rental Agreement, invoices and Purchase Orders, (Docket No. 114);

IT IS THEREFORE ORDERED, ADJUDGED, AND DECREED, that Defendant is awarded \$52,505.92 for its breach of contract counterclaims.

Dated: July 7, 2022
White Plains, New York

SO ORDERED:



JUDITH C. McCARTHY
United States Magistrate Judge